

---

# Facsimile Cover Sheet

**To:** Examiner Collins  
**Company:** U.S. Patent & Trademark Office  
**Phone:** 703-605-1210  
**Fax:** 703-746-5032

**From:** Heidi S. Nebel  
**Company:** McKee, Voorhees & Sease  
**Phone:** 515-288-3667  
**Fax:** 515-288-1338

**Date:** May 23, 2002  
**Pages including this cover page:** 23

## Comments:

09/446,711  
Allard, et al.  
METHOD FOR IMPROVING THE FREEZING TOLERANCE OF PLANTS

Attached please find a copy of the amendment faxed to the PTO 3/25/2002 as well as the auto-reply facsimile transmission.

THE DOCUMENTS ACCOMPANYING THIS FACSIMILE TRANSMITTAL COVER SHEET CONTAIN INFORMATION FROM THE LAW FIRM OF ZARLEY, McKEE, THOMTE, VOORHEES & SEASE WHICH MAY BE CONFIDENTIAL AND/OR LEGALLY PRIVILEGED. THE DOCUMENTS ARE INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE ADDRESSEE IDENTIFIED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING THESE DOCUMENTS TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY REVIEW, DISCLOSURE, COPYING, DISTRIBUTION OR THE TAKING OF ANY ACTION IN RELIANCE ON THE CONTENTS OF THIS TRANSMITTED INFORMATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS FACSIMILE IN ERROR, PLEASE IMMEDIATELY NOTIFY THIS FIRM SO THAT WE CAN ARRANGE FOR THE RETURN OF THE ORIGINAL DOCUMENTS TO US. THANK YOU.

03/26/02 18:05:34

USPTO-&gt;

515-288-1338 Rig FAX

Page 001

TO:Auto-reply fax to 515 288 1338 COMPANY:

#10/A  
JP  
3/29/02

## Auto-Reply Facsimile Transmission

UNITED STATES  
PATENT AND  
TRADEMARK OFFICE

TO:

Fax Sender at 515 288 1338

Fax Information

Date Received:

3/25/02 4:53:40 PM [Eastern Standard Time]

Total Pages:

20 (including cover page)

**ADVISORY:** This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMPE) section 702.04 et seq.

Received  
Cover  
Page

=====&gt;

03/25/02 MON 17:00 FAX 515 288 1338	MCKEE, VOORHEES, & SEASE	0001
<b>PATENT</b> Attorney Docket No. P04934US0		
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE		
APPLICANT: ALLARD et al. SERIAL NO: 09/446,711 FILED: April 3, 2000 TITLE: METHOD FOR IMPROVING THE FREEZING TOLERANCE OF PLANTS	GROUP ART NO: 1638 EXAMINER: Collins, C.	
PETITION AND FEE FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)		
Assistant Commissioner for Patents Washington, D.C. 20231		
Dear Madam:		
This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response in the above identified application for three months from December 25, 2001 to March 25, 2002.		
Applicant is a small entity; therefore, please charge Deposit Account 26-0084 in the amount of \$460.00 to cover the cost of the three month extension.		
Any deficiency or overpayment should be charged or credited to Deposit Account 26-0084. A duplicate copy of this sheet is enclosed.		
Respectfully submitted,  Edmund J. Sease, Reg. No. 24,741 MCKEE, VOORHEES & SEASE, P.L.C. 801 Grand Avenue, Suite 3200 Des Moines, Iowa 50309-2721 Phone No. (515) 288-3667 Fax No. (515) 288-1338 CUSTOMER NO: 22885 Attorneys of Record		
CERTIFICATE OF FACSIMILE TRANSMISSION (37 C.F.R. § 1.4(a)(3))		
I hereby certify that the document and the documents referred to as enclosed therein are being transmitted via facsimile to: Technology Center 1600 (Att Unit 1631) 703-473-9904, Attn: Assistant Commissioner for Patents, Washington, D.C. 20231, on the 25th day of March, 2002.		
 Edmund J. Sease		
Received from < 5152881338 > at 3/25/02 4:53:40 PM [Eastern Standard Time]		

## PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : ALLARD, et al.  
SERIAL NO : 09/446,771  
FILED : April 3, 2000  
TITLE : METHOD FOR IMPROVING THE FREEZING  
TOLERANCE OF PLANTS

Grp./A.U. : 1638  
Examiner : Collins, C.  
Conf. No. : 2785  
Docket No. : P04334US0

## AMENDMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Madam:

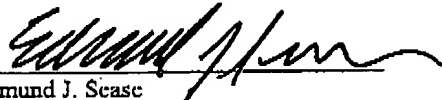
In response to the Office Action dated September 25, 2001, please amend the above-identified application as follows:

In the Specification

✓  
Please add the following abstract as page 17 to the patent application.

-----  
CERTIFICATE OF FACSIMILE TRANSMISSION (37 C.F.R. § 1.6(a)(3))

I hereby certify that this document and the documents referred to as enclosed therein are being transmitted via facsimile to: Technology Center 1600 (Art Unit 1638) 703-872-9306, Attn: Assistant Commissioner for Patents, Washington, D.C. 20231, on this 25 day of March, 2002.

  
Edmund J. Scasc